

## Supply

Messrs.

Smith  
(Saint-Jean)  
Stewart  
(Cochrane)

Stollery  
Tessier  
Trudel  
Turner  
(London East)

Watson  
Whelan  
Yanakis  
Young—108

● (2210)

**Mr. Speaker:** I therefore declare the motion lost.

\* \* \*

[Translation]

## SUPPLY

MOTION FOR CONCURRENCE IN SUPPLEMENTARY ESTIMATES  
(A)

**Hon. Jean Chrétien (President of Treasury Board)** moved:

That supplementary estimates (A) 1975-76, laid upon the Table Wednesday, November 12, 1975, be concurred in.

**Mr. Speaker:** Is it the pleasure of the House to adopt the said motion?

**Some hon. Members:** Agreed.

Motion agreed to.

**Mr. Chrétien** thereupon moved that Bill C-79, for granting to Her Majesty certain sums of money for the public service for the financial year ending March 31, 1976, be read the first time and printed.

Motion agreed to, bill read the first time and ordered to be printed.

[English]

**Mr. Chrétien** thereupon moved that Bill C-79, for granting to Her Majesty certain sums of money for the public service for the financial year ending the 31st March, 1976, be read the second time and referred to the committee of the whole.

**Mr. Lambert (Edmonton West):** Mr. Speaker, I rise on a point of order. I thought the government would have learned its lesson a year ago when it tried to pull off the same procedure. Now we have precisely the same attitude: the government is wasting time, running over the rules and over the restrictions of the Financial Administration Act and the British North America Act.

**Some hon. Members:** Hear, hear!

**Mr. Lambert (Edmonton West):** Perhaps the memories of some hon. members are not long enough to remember the BNA Act.

**Some hon. Members:** Oh, oh!

**Mr. Speaker:** Order, please. According to the Standing Orders no debate is permissible at this time. I should caution hon. members on both sides of the House, however, that the point of order being raised by the hon. member for Edmonton West (Mr. Lambert) is a most serious one and ought to be listened to very carefully.

**Some hon. Members:** Hear, hear!

**Mr. Lambert (Edmonton West):** Mr. Speaker, it is not my intention to engage in debate. I would merely raise the point of order with a reference to your own words and the

[Mr. Deputy Speaker.]

words of the President of the Privy Council (Mr. Sharp) on December 11, 1974. In any event, to found my point of order I would refer to section 54 of the British North America Act which reads:

It shall not be lawful for the House of Commons to adopt or pass any vote, resolution, address, or bill for the appropriation of any part of the public revenue, or of any tax or impost, to any purpose that has not been first recommended to that House by message of the Governor General in the session in which such vote, resolution, address, or bill is proposed.

Standing Order 62(1) reads as follows:

This House shall not adopt or pass any vote, resolution, address or bill for the appropriation of any part of the public revenue, or of any tax or impost, to any purpose that has not been first recommended to the House by a message from the Governor General in the session in which such vote, resolution, address or bill is proposed.

On the date the President of the Privy Council introduced Supplementary Estimates (A) for the year 1975-76 there did appear at the appropriate date of *Votes and Proceedings* the following entry:

Mr. Chrétien, a Member of the Queen's Privy Council, delivered a Message from His Excellency the Governor General, which was read by Mr. Speaker, as follows:

And then followed the signature of His Excellency, and the following message:

His Excellency the Governor General transmits to the House of Commons Supplementary Estimates (A) of sums required for the service of Canada for the fiscal year ending on the 31st March, 1976, and, in accordance with the provisions of "The British North American Act, 1867" recommends these Estimates to the House of Commons.

The marginal note to clause 5 of the bill at page 3 reads: "Power to raise loan of \$2,000,000,000 for public works and general purposes".

There is no provision whatsoever in the estimates, and I invite anyone in this House to examine those supplementary estimates to see if there is any provision, for increasing this loan limit notwithstanding the fact that at the passage of the main estimates earlier this year the power of borrowing was once again raised to add this \$2 billion.

I would point out to Your Honour without going into detail, page 2139 of *Hansard* for December 10, 1974, and page 2142. At page 2139 I raised a point of order by way of a question as to the appropriateness of such a clause. The next day my colleague, the hon. member for York-Simcoe (Mr. Stevens), raised a question of privilege precisely on this point. It was interesting to see the remarks of the hon. President of the Privy Council, who said:

Mr. Speaker, I agree with the hon. member that this was a most unusual proceeding. It was one that some of us were not aware of at the time the bill was introduced. I say, however, that a question was raised on a point of order, an explanation given and a vote taken. There was some opposition. However, Mr. Speaker, I want to make it clear that I am not defending the procedure that was followed. I hope we can avoid this sort of thing in future.

I would then refer to the ruling on page 2144 of *Hansard* for December 11, in which Mr. Speaker found against my colleague on his question of privilege in that the matter had arisen the night before, and he ruled that a matter must be attacked or called into question immediately it arose. In addition to which Mr. Speaker ruled that because a vote had been taken and the appropriation bill passed, it was impossible to deal with the point of order.